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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 JONALETTE MALLARI,

9 Plaintiff,

10 vs.

11 NATIONAL CONSUMER TELECOM &
12 UTILITIES EXCHANGE, INC., COX
13 COMMUNICATIONS LAS VEGAS, INC.,
14 AT&T SERVICES, INC. AND
15 BACKGROUNDCHECKS.COM LLC,

Defendants.

Case No.: 2:22-cv-01365-CDS-DJA

**JOINT MOTION TO EXTEND
DEADLINE TO RESPOND TO
PLAINTIFF’S COMPLAINT (SECOND
REQUEST)**

16 Plaintiff, Jonalette Mallari (“Plaintiff”), and Defendant, DIRECTV, LLC (“Defendant”)
17 (collectively “Parties”), by and through their counsel of record, hereby moves as follows:

18 On August 23, 2022, Plaintiff filed his Complaint [ECF No. 1]. Defendant was served with
19 Plaintiff’s Complaint on August 25, 2022. The original deadline for Defendant to respond to
20 Plaintiff’s Complaint was September 15, 2022. On September 16, 2022, the Court granted
21 Defendant’s Unopposed Motion to Extend Deadline to Respond to Plaintiff’s Complaint, which
22 was set October 17, 2022, as the new deadline [ECF No. 11]. The Parties have discussed extending
23 the deadline for Defendant to respond to Plaintiff’s Complaint to allow for better investigation of
24 the allegations and discuss possible resolution of the matter.

25 WHEREAS, the Parties hereby stipulate and agree to extend the deadline for Defendant to
26 file their responsive pleading to Plaintiff’s Complaint to November 7, 2022.

27 This is the second motion for an extension of time for Defendant to file their responsive
28 pleading. The parties are actively discussing settlement. In the event the parties cannot resolve the

1 case, it is anticipated that they will stipulate to remove the case to arbitration. The extension is
2 requested in good faith and is not for purposes of delay or prejudice to any other party.

3 As part of this motion, Defendant agrees to participate in any Rule 26(f) conference that
4 occurs during the pendency of this extension.

5 DATED this 17th day of October, 2022.

6 WRIGHT, FINLAY & ZAK, LLP

KIND LAW

7 /s/ Ramir M. Hernandez

/s/ Michael Kind

8 Ramir M. Hernandez, Esq.

Michael Kind, Esq.

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10 *Attorney for Defendant, DIRECTV, LLC*

FREEDOM LAW FIRM

Gerardo Avalos, Esq.

Nevada Bar No. 15171

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Plaintiff, Jonalette Mallari

17 IT IS SO ORDERED:

18 

19 UNITED STATES MAGISTRATE JUDGE

20 DATED: October 18, 2022

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of WRIGHT, FINLAY & ZAK, LLP and that I served the foregoing **JOINT MOTION TO EXTEND DEADLINE TO RESPOND TO PLAINTIFF'S COMPLAINT (SECOND REQUEST)** on the 17th day of October, 2022, to all parties on the CM/ECF service list.

/s/ Lisa Cox

An Employee of WRIGHT, FINLAY & ZAK, LLP